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Chief Executive

Date: 09 December 2014

Hinckley & Bosworth
Borough Council

A Borough to be proud of

**To: Members of the Ethical Governance and
Personnel Committee**

Mr DW Inman (Chairman)
Mrs WA Hall (Vice-Chairman)
Mr KWP Lynch

Mr JS Moore
Ms BM Witherford

Copy to all other Members of the Council

(other recipients for information)

Dear member,

There will be a meeting of the **ETHICAL GOVERNANCE AND PERSONNEL COMMITTEE** in the De Montfort Suite - Hub on **WEDNESDAY, 17 DECEMBER 2014** at **10.30 am** and your attendance is required.

The agenda for the meeting is set out overleaf.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R Owen'.

Rebecca Owen
Democratic Services Officer

A G E N D A

1. APOLOGIES AND SUBSTITUTIONS

2. MINUTES OF PREVIOUS MEETING (Pages 1 - 2)

To confirm the minutes of the previous meeting.

3. ADDITIONAL URGENT BUSINESS BY REASON OF SPECIAL CIRCUMSTANCES

To be advised of any additional items of business which the Chairman decides by reason of special circumstances shall be taken as matters of urgency at this meeting.

4. DECLARATIONS OF INTEREST

To receive verbally from members any disclosures which they are required to make in accordance with the Council's code of conduct or in pursuance of Section 106 of the Local Government Finance Act 1992. **This is in addition to the need for such disclosure to be also given when the relevant matter is reached on the agenda.**

5. QUESTIONS

To hear any questions received in accordance with Council Procedure Rule 10.

6. ANY OTHER ITEMS OF BUSINESS WHICH THE CHAIRMAN DECIDES HAVE TO BE DEALT WITH AS MATTERS OF URGENCY

7. MATTERS FROM WHICH THE PUBLIC MAY BE EXCLUDED

To consider the passing of a resolution under Section 100A(4) of the Local Government Act 1972 excluding the public from the undermentioned item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1, 2 and 10 of Schedule 12A of the 1972 Act.

8. COMPLAINT 2013/0012 (Pages 3 - 76)

Investigation report regarding complaint 2013/0012 attached.

Agenda Item 2

HINCKLEY AND BOSWORTH BOROUGH COUNCIL

ETHICAL GOVERNANCE AND PERSONNEL COMMITTEE

29 OCTOBER 2014 AT 10.30 AM

PRESENT: Mr DW Inman - Chairman

Mr DS Cope (for Mr KWP Lynch), Mr JS Moore and Ms BM Witherford

Also in attendance:

Officers in attendance: Rebecca Owen

213 APOLOGIES AND SUBSTITUTIONS

Apologies were submitted on behalf of Councillor Lynch with the substitution of Councillor Lynch authorised in accordance with Council Procedure Rule 4.

214 MINUTES OF PREVIOUS MEETING

It was moved by Councillor Witherford, seconded by Councillor Moore and

RESOLVED – the minutes of the meeting held on 9 July 2014 be confirmed and signed by the Chairman.

215 DECLARATIONS OF INTEREST

No interests were declared at this stage.

216 MATTERS FROM WHICH THE PUBLIC MAY BE EXCLUDED

On the motion of Councillor Inman seconded by Councillor Hall, it was

RESOLVED – in accordance with section 100A(4) of the Local Government Act 1972, the public be excluded from the following item of business on the grounds that it involves the disclosure of exempt information as defined in paragraphs 1, 2 and 10 of Part I of Schedule 12A of that Act.

217 INVESTIGATION REPORT 2013/0013

Members gave consideration to the report of the Investigator which recommended no further action. In general, members were unhappy about the recommendation and maintained that the actions of the subject member were unacceptable.

Following lengthy discussion on the matter, members acknowledged that the current standards regime provided little recourse for members who failed to comply with the Code of Conduct and felt therefore that there would be no advantage to pursuing the matter. It was, however, acknowledged that, had an officer made such comments, disciplinary action would be taken.

Members of the Committee asked that the decision notice be sent with a decision of 'no further action', but that the views of the Committee be recorded that the behaviour of the member was unacceptable, his comments were disrespectful, unnecessary and unacceptable.

Councillor Witherford left the meeting at 11.20am.

It was moved by Councillor Moore, seconded by Councillor Hall and

RESOLVED –

- (i) No further action be taken
- (ii) The views of the Committee with regard to the unacceptability of such comments be made clear.

(The Meeting closed at 11.30 am)

CHAIRMAN

By virtue of paragraph(s) 1, 2, 10 of Part 1 of Schedule 12A of the Local Government Act 1972.

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